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1		deleting pictures from originally-submitted ad
2	17.	Feb. 18, 2015 Publish ad depicting Victim 11 entitled "Alexis Foxx the HOTTEST in town!!!! - 26," after deleting six pictures from the originally-submitted ad
3	18.	Feb. 26, 2015 Publish ad involving P.R. entitled "50 Red R*O*S*E*S S*P*E*C*I*A*L - DONT MISS OUT!!!!"
4	19.	May 18, 2015 Publish ad depicting Victim 15 entitled "GORGEOUS ebony PLAYMATE Perfect Curves...Skills to make ur TOES CURL - 19," after removing one picture of originally-submitted ad, with accompanying text "you agree . . . you are not affiliated with any law enforcement agency" and "Incalls & Outcall!!!"
5	20.	May 19, 2015 Publish ad depicting Victim 15 entitled "Hot & Dripping Submissive Ebony Playmates - 20," after removing one picture of originally-submitted ad, with accompanying text "you agree . . . you are not affiliated with any law enforcement agency" and "We're ready to please and accommodate all of your needs and wants!! With a mouth that'll ROCK your [] and a [picture of cat] that'll leave you purring for more"
6	21.	July 1, 2015 Publish ad depicting Victim 17 entitled "AbSoLuTeLy AmAziNg CoMe PLaY WiTh Me #1 MoST WaNtEd SwEeT SEXii PlAymate - 20," with accompanying text "By contacting me you agree that you are not affiliated with any form of law enforcement," PERFECT & Will satisfy your every need," and "IN/CALLS - ONLY"
7	22.	July 2, 2015 Publish ad depicting Victim 17 entitled "SeXy!! Exotic playmate Call me! the girl you NEED to See! - 20," with

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1		accompanying text "I DO NOT OFFER 40\$, 50\$, 60\$ SPECIALS" and "IN/CALLS – ONLY"
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3	23.	Aug. 13, 2015 Publish ad depicting Victim 13 entitled "Young SEXY PUERTO RICAN – 19," which accompanying text "I do half hour sessions that vary in donation prices, 80 for head, 120 for hooking up without head and 150 for hooking up with head"
4		
5	24.	Aug. 15, 2015 Publish ad depicting Victim 16 entitled "Outcalls Now Freaky Curvy Caramel Lady OUTCALLS NOW – 23"
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7	25.	Sept. 13, 2015 Publish ad involving P.R. entitled "50 Red R*O*S*E*S S*P*E*C*I*A*L - DONT MISS OUT!!!!!"
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9	26.	Nov. 28, 2015 Publish ad involving P.R. entitled "50 Red R*O*S*E*S S*P*E*C*I*A*L - DONT MISS OUT!!!!!"
10		
11	27.	Apr. 21, 2016 Publish ad entitled "Finally!! PSE & GFE – Kimber Rae and MIA Marie Together BOOK NOW"
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13	28.	Nov. 3, 2016 Publish ad entitled "GFE New – 18"
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15	29.	Nov. 11, 2016 Publish ad entitled "Mind blowing Tiffany. Incall in Taunton – 37," with accompanying text "Soft GFE . . . Im real and reviewed"
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17	30.	Nov. 14, 2016 Publish ad entitled "Top Model 2016 Special 'Best Looking Young Asian' . . . – 22," with accompanying text "Sexy Asian Girl Incall Service" and "GFE"
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19	31.	Nov. 14, 2016 Publish ad entitled "Sometimes It's All About The Journey, And The Destination.....Erectile Dysfunctional G F E Provider – 44," with accompanying test "You can find a few current reviews at T3R xxxxxx#" and "I have been EROS authenticated"
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1	32.	Nov. 19, 2016	Publish ad entitled "The True (G)irl (F)riend (E)xperience... Visiting November 27th Sunday ~ PRE-BOOKING SPECIAL ~ - 100," with accompanying text "Let's blur restrictions between financial transaction & Romantic Connection"
2	33.	Nov. 24, 2016	Publish ad entitled "Top Asian Grand Opening 100% Young 100% Sexy . . . - 23," with accompanying text "BEST INCALL IN TOWN!" and "GFE"
3	34.	Nov. 26, 2016	Publish ad entitled "I LOVE MEN!! I'm a GFE. OutCall and Incall with exception on the Incall!! - 42"
4	35.	Dec. 20, 2016	Publish ad entitled "OMG Sexy Sensual 36DD-24-36 Stacked College Coed With The Best Mouth Ever! BOOK NOW! -24," with accompanying text "I do ALL the things YOU Wish Your Wife Did!!" and "(G).(F).(E) 30 min/\$180"
5	36.	Jan. 15, 2017	Publish ad entitled "Real & Reviewed Girlfriend Theonesweet.weebly.com - 30," with accompanying text "250 G F E"
6	37.	Apr. 4, 2017	Publish ad entitled "KISSING & GFE KOREAN GIRLS - 20"
7	38.	Apr. 11, 2017	Publish ad entitled "Pettit Sexy #Corey# 4407239339 - 39," with accompanying text "complete GFE experience"
8	39.	July 3, 2017	Publish ad entitled "WANNA HANG OUT NOW UpScale New In Town! Call ME now for an unforgettable visit - 20," with accompanying text "100% GFE with 100% no Pimps"
9	40.	July 15, 2017	Publish ad entitled "Ready for some fun daddy? This is your chance too have a amazing time - 21," with accompanying text "Slim body, nice tits, freaky, GFE"

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1	41.	July 15, 2017	Publish ad entitled "New in town BiBubble Booty SWEETLiPS HOT BODY - 24," with "GFE" in accompanying text
2	42.	July 21, 2017	Publish ad entitled "Pettit Sexy #Corey# 4407239339 - 30," with accompanying text "complete GFE experience"
3	43.	July 23, 2017	Publish ad entitled "ASIAN GODDESS young - 20," with accompanying text "100% Discreet service" and "#GFE"
4	44.	Jan. 26, 2018	Publish ad entitled "GFE Service Available! Private Encounters w/ Pampering Beauty"
5	45.	Jan. 30, 2018	Publish ad entitled "241 & white plans area Carfun Perfect Treat Available No Rush," with "Sweet Sexy GFE" in accompanying text
6	46.	Jan. 30, 2018	Publish ad entitled "GFE REAL HOT Sweet DREAM AMAZING BEST RELAX"
7	47.	Jan. 30, 2018	Publish ad entitled "Tall, Slim & Sexy Luxe Goddess * NARCISA * Sensual Body Rub + Fetish Sessions," with accompanying text "gfe Hh: \$160 H: \$220"
8	48.	Jan. 31, 2018	Publish ad entitled "Exotic Asian Beauty," with accompanying text "I am an independent GFE with excellent massage skills"
9	49.	Feb. 1, 2018	Publish ad entitled "Nuru (Best GFE ever) incall only"
10	50.	Feb. 6, 2018	Publish ad entitled "Tuesday with Ashleigh. Available now," with "GFE" in accompanying text
11	51.	Feb. 6, 2018	Publish ad entitled "GFE Kisskisspop 100% Real Photo Choice 9Asian girl Nurunude"

26 In violation of 18 U.S.C. § 1952(a)(3)(A) and (b)(1)(i).  
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1 **COUNT 52**

2 **(Conspiracy To Commit Money Laundering)**

3 164. The factual allegations in Paragraphs 1-163 are incorporated by reference  
4 and re-alleged as though fully set forth herein.

5 165. Beginning in or around 2004, and continuing through the present, in the  
6 District of Arizona and elsewhere, defendants LACEY, LARKIN, SPEAR, BRUNST, and  
7 HYER, and others known and unknown to the grand jury, knowingly and intentionally  
8 agreed, confederated, and conspired with each other, and with others known and unknown  
9 to the grand jury, to commit the following offenses against the United States:

10 a. 18 U.S.C. § 1956(a)(1)(A)(i) (Promotional Money Laundering)  
11 b. 18 U.S.C. § 1956(a)(1)(B)(i) (Concealment Money Laundering)  
12 c. 18 U.S.C. § 1956(a)(2)(A) (Int'l Promotional Money Laundering)  
13 d. 18 U.S.C. § 1956(a)(2)(B)(i) (Int'l Concealment Money Laundering)  
14 e. 18 U.S.C. § 1597 (Transactional Money Laundering)

15 In violation of 18 U.S.C. § 1956(h).

16 **COUNTS 53-62**

17 **(Concealment Money Laundering)**

18 166. The factual allegations in Paragraphs 1-165 are incorporated by reference  
19 and re-alleged as though fully set forth herein.

20 167. On or about the dates set forth below, each instance constituting a separate  
21 count of this Indictment, in the District of Arizona and elsewhere, defendants LACEY,  
22 LARKIN, SPEAR, BRUNST, and HYER, and others known and unknown to the grand  
23 jury, knowing that the property involved in a financial transaction represented the proceeds  
24 of some form of unlawful activity, conducted and attempted to conduct such a financial  
25 transaction which in fact involved the proceeds of specified unlawful activity knowing that  
26 the transaction was designed in whole and in part to conceal and disguise the nature, the  
27 location, the source, the ownership, and the control of the proceeds of the specified  
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1 unlawful activity, as follows:

<u>Count</u>	<u>Date</u>	<u>Amount</u>	<u>Description</u>
53.	May 18, 2016	\$1,476,505.00	Website Technologies (x2008) to Cereus Properties (x6211)
54.	May 18, 2016	\$264,438.00	Website Technologies (x2008) to Cereus Properties (x6211)
55.	May 31, 2016	\$3,171,675.80	Website Technologies (x2008) to Cereus Properties (x6211)
56.	May 31, 2016	\$432,961.87	Website Technologies (x2008) to Cereus Properties (x6211)
57.	June 20, 2016	\$842,878.00	Website Technologies (x2008) to Cereus Properties (x6211)
58.	June 30, 2016	\$3,076,147.75	Website Technologies (x2008) to Cereus Properties (x6211)
59.	July 27, 2016	\$3,252,681.62	Website Technologies (x2008) to Cereus Properties (x6211)
60.	July 27, 2016	\$438,818.86	Website Technologies (x2008) to Cereus Properties (x6211)
61.	Aug. 16, 2016	\$804,250.00	Website Technologies (x2008) to Cereus Properties (x6211)
62.	Aug. 31, 2016	\$3,171,264.42	Website Technologies (x2008) to Cereus Properties (x6211)

23 In violation of 18 U.S.C. § 1956(a)(1)(B)(i).  
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**COUNTS 63-68**

## **(International Promotional Money Laundering)**

168. The factual allegations in Paragraphs 1-167 are incorporated by reference and re-alleged as though fully set forth herein.

5        169. On or about the dates set forth below, each instance constituting a separate  
6 count of this Indictment, in the District of Arizona and elsewhere, defendants LACEY,  
7 LARKIN, SPEAR, BRUNST, and HYER, and others known and unknown to the grand  
8 jury, transported, transmitted, and transferred, and attempted to transport, transmit, and  
9 transfer, a monetary instrument and funds from a place in the United States to and through  
10 a place outside the United States, and to a place in the United States from and through a  
11 place outside the United States, with the intent to promote the carrying on of specified  
12 unlawful activity, as follows:

<u>Count</u>	<u>Date</u>	<u>Amount</u>	<u>Description</u>
63.	Mar. 4, 2014	\$6,450.00	U.S. Bank (x1165) to S.B. (web developer in India)
64.	Aug. 5, 2016	\$5,005,732.86	Ad Tech B.V. (Netherlands) to Cereus Properties (x6211)
65.	Sept. 22, 2016	\$2,916,955.00	Ad Tech B.V. (Netherlands) to Cereus Properties (x6211)
66.	Oct. 3, 2016	\$354,050.84	Ad Tech B.V. (Netherlands) to Cereus Properties (x6211)
67.	Nov. 2, 2016	\$2,726,170.00	Ad Tech B.V. (Netherlands) to Cereus Properties (x6211)
68.	Nov. 15, 2016	\$351,403.54	Ad Tech B.V. (Netherlands) to Cereus Properties (x6211)

In violation of 18 U.S.C. § 1956(a)(2)(A).

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## COUNTS 69-93

### **(Transactional Money Laundering)**

170. The factual allegations in Paragraphs 1-169 are incorporated by reference and re-alleged as though fully set forth herein.

171. On or about the dates set forth below, each instance constituting a separate count of this Indictment, in the United States and in the District of Arizona and elsewhere, the specified defendant, and others known and unknown to the grand jury, knowingly engaged and attempted to engage in a monetary transaction in criminally derived property of a value greater than \$10,000 and is derived from specified unlawful activity, as follows:

<u>Count</u>	<u>Defendant</u>	<u>Date</u>	<u>Amount</u>	<u>Description</u>
69.	LACEY, BRUNST	Aug. 21, 2013	\$30,000.00	Bank of America (x1793) to Stewart Title (partial payment for Sedona property)
70.	LACEY, BRUNST	Sept. 13, 2013	\$62,491.47	BMO Harris to Stewart Title (partial payment for Sedona property)
71.	SPEAR	June 11, 2014	\$300,000.00	National Bank of Arizona (x0178) to Spear Family Trust
72.	SPEAR	June 20, 2014	\$200,000.00	National Bank of Arizona (x0178) to TD Ameritrade
73.	SPEAR	Nov. 4, 2014	\$1,000,000.00	National Bank of Arizona (x0178) to UBS Financial
74.	SPEAR	May 14, 2015	\$250,000.00	National Bank of Arizona (x0178) to Lincoln National Life
75.	SPEAR	May 26, 2015	\$50,000.00	National Bank of Arizona (x0178) to Industrial Property

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				Trust
1	76.	SPEAR	Nov. 3, 2015	\$300,000.00
2				National Bank of Arizona (x0178) to Ally Bank
3	77.	SPEAR	Dec. 1, 2015	\$200,000.00
4				National Bank of Arizona (x0178) to Wells Fargo
5	78.	SPEAR, BRUNST	Jan. 11, 2016	\$133,045.00
6				Cereus Properties (x6211) to National Bank of Arizona (x0178)
7	79.	BRUNST	Jan. 26, 2016	\$101,974.00
8				Cereus Properties (x6211) to Wells Fargo (x4891)
9	80.	LARKIN, BRUNST	Feb. 3, 2016	\$1,507.944.00
10				Cereus Properties (x6211) to Charles Schwab
11	81.	LACEY, BRUNST	Mar. 1, 2016	\$1,692,020.00
12				Cereus Properties (x6211) to Bank of America (x5554)
13	82.	BRUNST	Apr. 1, 2016	\$220,944.00
14				Cereus Properties (x6211) to Wells Fargo (x4891)
15	83.	LACEY, BRUNST	June 27, 2016	\$397,9500.00
16				Arizona Bank & Trust (x1793) to Fidelity Title (partial payment for San Francisco property)
17	84.	LACEY, BRUNST	July 20, 2016	\$12,859,152.57
18				Arizona Bank & Trust (x1793) to Fidelity Title (partial payment for San Francisco property)
19	85.	SPEAR	July 22, 2016	\$50,000.00
20				National Bank of Arizona (x0178) to Strategic Storage Trust II
21	86.	LACEY, BRUNST	Aug. 2, 2016	\$16,243.00
22				Cereus Properties (x6211) to Wells Fargo (x0495)
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1	87.	LARKIN, BRUNST	Oct. 6, 2016	\$1,206,356.00	Cereus Properties (x6211) to Charles Schwab (x4693)
2	88.	LACEY, BRUNST	Oct. 6, 2016	\$268,016.00	Cereus Properties (x6211) to Arizona Bank & Trust (x1967)
3	89.	LACEY, BRUNST	Oct. 6, 2016	\$268,016.00	Cereus Properties (x6211) to Arizona Bank & Trust (x1972)
4	90.	LACEY, BRUNST	Oct. 6, 2016	\$268,016.00	Cereus Properties (x6211) to Arizona Bank & Trust (x1986)
5	91.	LACEY, BRUNST	Oct. 6, 2016	\$268,016.00	Cereus Properties (x6211) to Arizona Bank & Trust (x1991)
6	92.	LACEY, BRUNST	Oct. 6, 2016	\$268,016.00	Cereus Properties (x6211) to Arizona Bank & Trust (x2014)
7	93.	SPEAR, BRUNST	Oct. 6, 2016	\$141,444.00	Cereus Properties (x6211) to National Bank of Arizona (x0178)
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16 In violation of 18 U.S.C. § 1957.  
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1 **FORFEITURE ALLEGATION ONE**

2 [18 U.S.C. 981(a)(1)(C) and 28 U.S.C. § 2461(c)]

3 1. Pursuant to Rule 32.2 of the Federal Rules of Criminal Procedure, notice is  
4 hereby given that the United States will seek forfeiture as part of any sentence, pursuant to  
5 Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code,  
6 Section 2461(c), in the event of any defendant's conviction under Counts 1 through 51 of  
7 this Indictment. Each defendant so convicted shall forfeit to the United States the  
8 following:

9 a. All right, title, and interest in any and all property, real or personal,  
10 constituting, or derived from, any proceeds obtained, directly or indirectly, as a result of  
11 the offense. Such property includes, but is not limited to, the real property located at the  
12 following addresses:

13 i. 1100 UNION ST #0700 SAN FRANCISCO CA 94109-2019  
14 ii. 2043 PLEASANT HILL RD SEBASTOPOL CA 95472-4947  
15 iii. 343 PRESIDIO AVE, SAN FRANCISCO, CA 94115  
16 iv. 2755 FILLMORE ST, SAN FRANCISCO, CA 94123  
17 v. 5300 STELLA LANE, PARADISE VALLEY, AZ 85253  
18 vi. 16901 COLEGROVE DR., DALLAS, TX 75248  
19 vii. 10647 NORTH STATE ROUTE 89A, SEDONA, AZ  
20 viii. 493 ZINFANDEL LN, ST HELENA, CA 94574  
21 ix. 5555 N. CASA BLANCA DR, PARADISE VALLEY, AZ 85253  
22 x. 1308 E. 56TH ST UNIT 2, CHICAGO, IL 60637

23 Such property also includes, but is not limited to, funds held in the following bank  
24 accounts:

25 i. Prosperity Bank account number XXXXX7188  
26 ii. Compass Bank Account number XXXXXX3873  
27 iii. Compass Bank Account number XXXXXX3825

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- 1      iv.    National Bank of Arizona Account number XXXX0178
- 2      v.    National Bank of Arizona Account number XXXX0151
- 3      vi.    National Bank of Arizona Account number XXXX3645
- 4      vii.   Live Oak Bank Account Number XXXXXXXXXXXX2523
- 5      viii.   Ascensus Broker Dealer Services Account Number XXXXX6943-01
- 6      ix.    Ascensus Broker Dealer Services account Number XXXXX5280-01
- 7      x.    First Federal Savings & Loan of San Rafael account number XXXX3620
- 8      xi.   Republic Bank of Arizona account number XXXX1889
- 9      xii.   Republic Bank of Arizona account number XXXX2592
- 10     xiii.   Republic Bank of Arizona account number XXXX2912
- 11     xiv.   Republic Bank of Arizona account number XXXX2500
- 12     xv.   Republic Bank of Arizona account number XXXX1938
- 13     xvi.   Bank of America Account number XXXXXXXXXXXX8225
- 14     xvii.   Bank of America Account number XXXXXXXXXXXX7054
- 15     xviii.   Bank of America Account number XXXXXXXXXXXX9342
- 16     xix.   Bank of America Account number XXXXXXXXXXXX0071
- 17     xx.   San Francisco Fire Credit Union Account Number XXXXXXXXXXXX2523
- 18     xxi.   Ally Bank Account Number XXXXXX6292
- 19     xxii.   Branch Banking and Trust Bank account number XXXXXXXXX0218
- 20     xxiii.   Green Bank Account number XXX4832
- 21     xxiv.   Green Bank Account number XXXXXX4293
- 22     xxv.   Plains Capital Bank account number XXXXXX1098

23     Such property further includes, but is not limited to, the following domain names:

- 24     i.    atlantabackpage.com
- 25     ii.   backpage.be
- 26     iii.   backpage.com
- 27     iv.    backpage.com.br

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- 1 v. backpage.cz
- 2 vi. backpage.dk
- 3 vii. backpage.ee
- 4 viii. backpage.es
- 5 ix. backpage.fi
- 6 x. backpage.fr
- 7 xi. backpage.gr
- 8 xii. backpage.hu
- 9 xiii. backpage.ie
- 10 xiv. backpage.it
- 11 xv. backpage.lt
- 12 xvi. backpage.mx
- 13 xvii. backpage.net
- 14 xviii. backpage.no
- 15 xix. backpage.pl
- 16 xx. backpage.pt
- 17 xxi. backpage.ro
- 18 xxii. backpage.si
- 19 xxiii. backpage.sk
- 20 xxiv. backpage.us
- 21 xxv. backpage-insider.com
- 22 xxvi. bestofbackpage.com
- 23 xxvii. bestofbigcity.com
- 24 xxviii. bigcity.com
- 25 xxix. chicagobackpage.com
- 26 xxx. denverbackpage.com
- 27 xxxi. newyorkbackpage.com

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- 1 xxxii. phoenixbackpage.com
- 2 xxxiii. sandiegobackpage.com
- 3 xxxiv. seattlebackpage.com
- 4 xxxv. tampabackpage.com

5                   b. To the extent such property is not available for forfeiture, a sum of  
6 money equal to the total value of the property described in subparagraph (a).

7       2. Pursuant to Title 21, United States Code, Section 853(p), as incorporated by  
8 Title 28, United States Code, Section 2461(c), the defendant shall forfeit substitute  
9 property, up to the total value of the property described in the preceding paragraph if, as  
10 the result of any act or omission of the defendant, the property described in the preceding  
11 paragraph, or any portion thereof: (a) cannot be located upon the exercise of due diligence;  
12 (b) has been transferred, sold to or deposited with a third party; (c) has been placed beyond  
13 the jurisdiction of the court; (d) has been substantially diminished in value; or (e) has been  
14 commingled with other property that cannot be divided without difficulty.

## FORFEITURE ALLEGATION TWO

[18 U.S.C. § 982(a)(1)]

17       1. Pursuant to Rule 32.2 of the Federal Rules of Criminal Procedure, notice is  
18 hereby given that the United States will seek forfeiture as part of any sentence, pursuant  
19 to Title 18, United States Code, Section 982(a)(1), in the event of any defendant's conviction  
20 under Counts 52 through 93 of this Indictment. Each defendant so convicted shall forfeit  
21 to the United States the following:

22                   a.     All right, title, and interest in any and all property, real or personal,  
23 involved in or traceable to any transaction set forth in Counts 52 through 93 of this  
24 Indictment. Such property includes, but is not limited to, the real property located at the  
25 following addresses:

- i. 1100 UNION ST #0700 SAN FRANCISCO CA 94109-2019
- ii. 2043 PLEASANT HILL RD SEBASTOPOL CA 95472-4947

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- iii. 343 PRESIDIO AVE, SAN FRANCISCO, CA 94115
- iv. 2755 FILLMORE ST, SAN FRANCISCO, CA 94123
- v. 5300 STELLA LANE, PARADISE VALLEY, AZ 85253
- vi. 16901 COLEGROVE DR., DALLAS, TX 75248
- vii. 10647 NORTH STATE ROUTE 89A, SEDONA, AZ
- viii. 493 ZINFANDEL LN, ST HELENA, CA 94574
- ix. 5555 N. CASA BLANCA DR, PARADISE VALLEY, AZ 85253
- x. 1308 E. 56TH ST UNIT 2, CHICAGO, IL 60637

9 Such property also includes, but is not limited to, funds held in the following bank  
10 accounts:

- i. Prosperity Bank account number XXXXX7188
- ii. Compass Bank Account number XXXXXX3873
- iii. Compass Bank Account number XXXXXX3825
- iv. National Bank of Arizona Account number XXXX0178
- v. National Bank of Arizona Account number XXXX0151
- vi. National Bank of Arizona Account number XXXX3645
- vii. Live Oak Bank Account Number XXXXXXXXXXXX2523
- viii. Ascensus Broker Dealer Services Account Number XXXXX6943-01
- ix. Ascensus Broker Dealer Services account Number XXXXX5280-01
- x. First Federal Savings & Loan of San Rafael account number XXXX3620
- xi. Republic Bank of Arizona account number XXXX1889
- xii. Republic Bank of Arizona account number XXXX2592
- xiii. Republic Bank of Arizona account number XXXX2912
- xiv. Republic Bank of Arizona account number XXXX2500
- xv. Republic Bank of Arizona account number XXXX1938
- xvi. Bank of America Account number XXXXXXXXXXXX8225

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- 1 xvii. Bank of America Account number XXXXXXXXXXXXXXX7054
- 2 xviii. Bank of America Account number XXXXXXXXXXXXXXX9342
- 3 xix. Bank of America Account number XXXXXXXXXXXXXXX0071
- 4 xx. San Francisco Fire Credit Union Account Number XXXXXXXXXXXXXXX2523
- 5 xxi. Ally Bank Account Number XXXXXX6292
- 6 xxii. Branch Banking and Trust Bank account number XXXXXXXXXXXX0218
- 7 xxiii. Green Bank Account number XXX4832
- 8 xxiv. Green Bank Account number XXXXXX4293
- 9 xxv. Plains Capital Bank account number XXXXXX1098

10 Such property further includes, but is not limited to, the following domain names:

- 11 i. atlantabackpage.com
- 12 ii. backpage.be
- 13 iii. backpage.com
- 14 iv. backpage.com.br
- 15 v. backpage.cz
- 16 vi. backpage.dk
- 17 vii. backpage.ee
- 18 viii. backpage.es
- 19 ix. backpage.fi
- 20 x. backpage.fr
- 21 xi. backpage.gr
- 22 xii. backpage.hu
- 23 xiii. backpage.ie
- 24 xiv. backpage.it
- 25 xv. backpage.lt
- 26 xvi. backpage.mx

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1 xvii. backpage.net  
2 xviii. backpage.no  
3 xix. backpage.pl  
4 xx. backpage.pt  
5 xxi. backpage.ro  
6 xxii. backpage.si  
7 xxiii. backpage.sk  
8 xxiv. backpage.us  
9 xxv. backpage-insider.com  
10 xxvi. bestofbackpage.com  
11 xxvii. bestofbigcity.com  
12 xxviii. bigcity.com  
13 xxix. chicagobackpage.com  
14 xxx. denverbackpage.com  
15 xxxi. newyorkbackpage.com  
16 xxxii. phoenixbackpage.com  
17 xxxiii. sandiegobackpage.com  
18 xxxiv. seattlebackpage.com  
19 xxxv. tampabackpage.com

20  
21 b. To the extent such property is not available for forfeiture, a sum of  
22 money equal to the total value of such property.

23 2. Pursuant to Title 21, United States Code, Section 853(p), as incorporated by  
24 Title 18, United States Code, Section 982(b), each defendant convicted under Counts 52  
25 through 93 of this Indictment shall forfeit substitute property, if, by any act or omission of  
26 that defendant, the property described in the preceding paragraph, or any portion thereof,  
27 cannot be located upon the exercise of due diligence; has been transferred, sold to, or  
28

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1 deposited with a third party; has been placed beyond the jurisdiction of the court; has been  
2 substantially diminished in value; or has been commingled with other property that cannot  
3 be divided without difficulty.

4 A TRUE BILL  
5

6 S/  
7 FOREPERSON OF THE GRAND JURY  
Date: March 28, 2018

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District of Arizona

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**EXHIBIT B**

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6 IN THE UNITED STATES DISTRICT COURT  
7  
8 FOR THE DISTRICT OF ARIZONA

9	United States of America,	NO. CR-18-00422-PHX-SPL (BSB)
10	Plaintiff,	DEFENDANTS' MOTION FOR
11	vs.	DISCLOSURE OF DOCUMENTS
12	Michael Lacey, <i>et al.</i> ,	RELATED TO PRETRIAL SEIZURE
13	Defendants.	OF DEFENDANTS' ASSETS
14		(First Request) (Oral Argument Requested)

15 It is expected that excludable delay under 18 U.S.C. § 3161(h)(1)(D) will occur  
16 as a result of this motion or an order based thereon, as explained more fully below.  
17

18 Defendants Michael Lacey, James Larkin, Scott Spear, John Brunst, Dan Hyer,  
19 Andrew Padilla, and Joye Vaught, by and through Paul J. Cambria, Jr., hereby move  
20 this Court for an order requiring the government to disclose any and all filings related  
21 to the government's pretrial seizure of Defendants' assets (whether assets owned  
22 directly or owned indirectly through entities they own and control) including, but not  
23 limited to, the seizure applications, seizure warrants, and forfeiture orders, as well as  
24 an accelerated hearing of the instant motion. This motion is based on the legal reasoning  
25 and authority set forth in the attached Memorandum of Points and Authorities.  
26  
27

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1 RESPECTFULLY SUBMITTED this 11<sup>th</sup> day of May, 2018.

2 /s/ Paul J. Cambria, Jr.

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## MEMORANDUM OF POINTS AND AUTHORITIES

## INTRODUCTION

Defendants Michael Lacey, James Larkin, Scott Spear, John Brunst, Dan Hyer,  
4  
5 Andrew Padilla, and Joye Vaught (collectively, “Defendants”) respectfully move this Court  
6 to issue an order requiring the government to promptly disclose to Defendants the documents  
7 the government relied upon in seeking pretrial restraint of Defendants’ assets (whether assets  
8 owned directly or owned indirectly through entities they own and control) including, but not  
9 limited to, seizure warrants, warrant applications, and forfeiture orders. The government has  
10 refused to promptly provide these documents to Defendants, which are critical to the  
11 Defendants’ ability to move for the release of their assets under the First, Fourth, Fifth, and  
12 Sixth Amendments in addition to other grounds. Because the government’s pretrial seizure  
13 of Defendants’ assets is hampering Defendants’ ability to defend themselves against the  
14 instant prosecution with counsel of choice, and in some cases, to meet their daily financial  
15 obligations, Defendants respectfully request that this Court hear the instant motion on an  
16 accelerated basis and grant the relief requested.  
17  
18

## BACKGROUND

## I. The government arrests Defendants and seeks pretrial detention.

On April 6, 2018, the government arrested Defendants Lacey, Larkin, Brunst, Spear, and Vaught on the basis of the then-sealed indictment. (See Arrest Warrants, Docs. 48, 49, 50, 52.) The gist of the indictment, now unsealed, is that Defendants' former involvement with the web-publishing entity Backpage.com, LLC ("Backpage") was tantamount to the facilitation of prostitution and money laundering. (See generally Indict., Doc. 3.) The

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1 government's theory is that Defendants should be held criminally liable for the content of  
2 advertisements posted to Backpage by third-party users by virtue of Defendants' prior  
3 involvement with the creation and/or operation of Backpage. (See *id.* at ¶¶ 1-16.) The  
4 government has charged Defendants with conspiracy to facilitate prostitution (18 U.S.C. §§  
5 371, 1952(a)(3)(A)), facilitation of prostitution (18 U.S.C. §§ 1952(a)(3)(A), (b)(1)(i)),  
6 conspiracy to commit money laundering (18 U.S.C. § 1956(h)), concealment money  
7 laundering (18 U.S.C. § 1956(a)(1)(B)(i)), international promotional money laundering (18  
8 U.S.C. § 1956(a)(2)(A)), and transactional money laundering (18 U.S.C. § 1957). (See *id.* at  
9 ¶¶ 157-71.)

12 The initial appearance and arraignment for Defendant Lacey was held on April 6,  
13 2018, at which he pleaded not guilty and was detained upon request of the government. (See  
14 Min. Entry, Docs. 17.) The initial appearance and arraignment for Defendant Larkin was  
15 held on April 9, 2018, at which he pleaded not guilty and was detained upon request of the  
16 government. (See Min. Entry, Docs. 25.) The government moved for pretrial detention of  
17 Defendants Lacey and Larkin, claiming that they presented risk of flight and danger to the  
18 community. (See *generally*, Gov't's Mots., Docs. 13, 22.) Defendants Lacey and Larkin,  
19 lifelong residents of Phoenix, who have received recognition for their journalism and  
20 contributions to the community, objected to the government's claims for the need for pretrial  
21 detention. (See *generally* Defs.' Opp'n, Docs. 23, 26.) Subsequently, the parties reached an  
22 agreement on Defendants' release, which the Court accepted. (See Min. Entries, Docs. 62-  
23 63.)